UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

DANIEL HOUDE, Plaintiff

v.

ROBERT TURGEON, STEPHEN GUNNERSON, KEVIN JOHANSON, MATTHEW D'ANDREA, BRIAN HALLORAN, THOMAS C. DUFFY, SEAN MCCANN and CITY OF WORCESTER, Defendants

C.A. NO. 05-40075FDS

RULE 16.1(D)(3) CERTIFICATE

Defendant Sean McCann hereby submits, pursuant to L.R. 16.1(D)(3), a certificate that he and his counsel have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course, and various alternative courses, of this litigation; and
- (b) to consider the resolution of this litigation through the use of alternate dispute resolution programs such as those outlined in L.R. 16.4.

Sean McCann By His Attorneys,

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Sean McCann